IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 15TH JUNE 2007 / 25TH JYAISHTA 1929

Crl.Rev.Pet.No. 2007 of 2007()

CRA.324/2005 of ADDL.SESSIONS COURT FAST TRACK (ADHOC)-IV, TRIVANDRUM
ST.713/2001 of JUDL. MAGISTRATE OF FIRST CLASS COURT-II, TRIVANDRUM

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REVN. PETITIONER: APPELLANT/ACCUSED

K.P.PILLAI, T.C.35/832, NEERA NAGAR,
KANNETTUMUKKU, THYCAUD, THIRUVANANTHAPURAM.

BY ADV. SRI.G.P.SHINOD
SRI.RAM MOHAN.G.
SRI.MANU V.

RESPONDENTS: STATE AND COMPLAINANT

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1. STATE OF KERALA, REPRESENTED BY ITS
PUBLIC PROSECUTOR AT HIGH COURT OF KERALA,
ERNAKULAM.

2. ABDUL NAZAR, T.C.46/561, BEEMAPALLY,
THIRUVANANTHAPURAM.

R1 BY PUBLIC PROSECUTOR SRI AMJAD ALI.

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 15/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON CRL.M.A.5675/07 IN CRL.R.P.2007/2007.

DISMISSED.

15-6-2007. S/0 K.R.UDAYABHANU, JUDGE.

//TRUE COPY//

K.R. UDAYABHANU, J.

CRL.R.P. NO. 2007 of 2007

Dated this the 15th day of June, 2007

ORDER

The revision petitioner stands convicted for the offence under section 138 N.I.Act and sentenced to imprisonment till the rising of the court and to pay a compensation of Rs.2,50,000/- to the complainant vide section 357 (3) Cr.P.C and in default to undergo simple imprisonment for 3 months. The revision petitioner has only sought for time to pay the amount.

2. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted six months' time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the JFCM-II, Thiruvananthapuram on 15-12-2007 to receive the sentence. NBW pending if any shall be kept in abeyance till then.

3. It was submitted that with respect to the same cheque, a civil case is pending and the execution is in progress. If so, the amount if realised in the civil case shall be credited towards the amount of compensation.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE.

Kvm/